

Message Text

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ORIGIN L-03

INFO OCT-01 ARA-16 ISO-00 SS-20 SSO-00 EUR-25 RSC-01 /066 R

DRAFTED BY L/M/SCA:LAHUMMER:LMS

APPROVED BY L/M/SCA:KEMALMBORG

L/E:HRGAITHER(SUBS)

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FM SECSTATE WASHDC

TO AMEMBASSY NASSAU IMMEDIATE

C O N F I D E N T I A L STATE 224830

E.O. 11652: GDS

TAGS: PFOR, CPRS, BF

SUBJ: EXTRADITION - ROBERT L. VESCO

REF: HUMMER-STEIN TELCON 11/14

1. REGARDING QTE PROTOCOL OF SIGNATURE UNQTE TO NEW TREATY NEGOTIATED WITH U.K. BUT NOT YET IN FORCE, NOTES OF GAITHER SHOW THAT CLAUSE ON FEDERAL JURISDICTION WAS PUT IN AT REQUEST OF U.S. BRITISH POSITION AT FIRST WAS THAT CLAUSE WAS UNNECESSARY BECAUSE IT WAS JURISDICTIONAL ONLY. HOWEVER, TO AVOID ANY POSSIBLE CONFUSION, THE U.S. NOTIFIED THE U.K. THAT WE PREFERRED TO HAVE CLAUSE IN TREATY. BRITISH AGREED THAT GAITHER WOULD DRAFT PROVISION.

2. GAITHER'S ORIGINAL DRAFT WAS: QTE ARTICLE III OF THE TREATY SHALL PERMIT THE GOVERNMENT OF THE UNITED STATES OF AMERICA TO OBTAIN THE EXTRADITION OF INDIVIDUALS FOR OFFENSES COVERED BY THE TREATY WHEN UNITED STATES FEDERAL JURISDICTION IS BASED UPON INTERSTATE TRANSPORT OR TRANSPORTATION. THE TRANSPORTATION ASPECT IS JURISDICTIONAL. UNQTE

3. AFTER NEGOTIATION, PART OF ORIGINAL DRAFT WAS CHANGED TO READ: QTE . . . OBTAIN THE EXTRADITION OF A PERSON
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FOR AN OFFENSE TO WHICH THE TREATY RELATES WHEN . . . UNQTE

4. DEPT OF JUSTICE THEN REQUESTED FURTHER CHANGES TO COVER MAIL FRAUD, SO FINAL AGREED UPON TEXT READS: QTE ARTICLE III OF THE TREATY SHALL PERMIT THE GOVERNMENT OF THE UNITED STATES OF AMERICA TO OBTAIN THE EXTRADITION OF A PERSON FOR AN OFFENSE TO WHICH THE TREATY RELATES WHEN UNITED STATES FEDERAL JURISDICTION IS BASED UPON INTERSTATE TRANSPORT OR TRANSPORTATION OR THE USE OF THE MAILS OR OF INTERSTATE FACILITIES, THESE ASPECTS BEING JURISDICTIONAL ONLY. UNQTE

5. DEPT CAN FIND NO RECORD OF EXTRADITION CASE OF ZWAGENDABA JER IN RETIRED FILES, BUT WE ARE CHECKING FURTHER.

6. DEPT HAS REQUESTED ASAP COPIES OF GHANIAN COURT DECISIONS IN ALLOTEY CASE. RUSH

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Message Attributes

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Disposition Approved on Date:
Disposition Authority: golinofr
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Disposition Date: 28 MAY 2004
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Disposition History: n/a
Disposition Reason:
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Drafter: LAHUMMER:LMS
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